

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 20-1695

Elliott Finch, Jr.

Plaintiff - Appellant

v.

Leslie Rutledge, Attorney General, State of Arkansas; Robert Batton, Former District Judge;
Leon Johnson, Circuit Judge, Pulaski County; Bill Simpson, Public Defender, Pulaski County;
City of Jacksonville

Defendants - Appellees

Appeal from U.S. District Court for the Eastern District of Arkansas - Central
(4:20-cv-00264-BRW)

JUDGMENT

Before LOKEN, SHEPHERD, and GRASZ, Circuit Judges.

This court has reviewed the original file of the United States District Court. It is ordered by the court that the judgment of the district court is summarily affirmed. See [Eighth Circuit Rule 47A\(a\)](#). The motion for appointment of counsel and the motion to proceed on appeal in forma pauperis filed by Appellant Mr. Elliott Finch Jr. are denied as moot. The full \$505 appellate and docketing fees are assessed against the appellant. The court remands the collection of those fees to the district court.

July 27, 2020

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329
St. Louis, Missouri 63102

Michael E. Gans
Clerk of Court

VOICE (314) 244-2400
FAX (314) 244-2780
www.ca8.uscourts.gov

July 27, 2020

Mr. Elliott Finch Jr.
VARNER CORRECTIONAL FACILITY
114470
P.O. Box 600
Grady, AR 71644-0600

RE: 20-1695 Elliott Finch, Jr. v. Leslie Rutledge, et al

Dear Mr. Finch:

Enclosed is a copy of the dispositive order in the referenced appeal. Please note that FRAP 40 of the Federal Rules of Appellate Procedure requires any petition for rehearing to be filed within 14 days after entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. This court strictly enforces the 14 day period. **No grace period for mailing is granted** for pro-se-filed petitions. A petition for rehearing or a motion for an extension of time must be filed with the Clerk's office within the 14 day period.

Michael E. Gans
Clerk of Court

BNW

Enclosure(s)

cc: Mr. Jim McCormack

District Court/Agency Case Number(s): 4:20-cv-00264-BRW

John Hibbs

From: ca08ml_cmecf_Notify@ca8.uscourts.gov
Sent: Monday, July 27, 2020 1:10 PM
Subject: 20-1695 Elliott Finch, Jr. v. Leslie Rutledge, et al "judgment filed sua sponte affirmed 47A" (4:20-cv-00264-BRW)

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Eighth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was filed on 07/27/2020

Case Name: Elliott Finch, Jr. v. Leslie Rutledge, et al
Case Number: [20-1695](#)
Document(s): [Document\(s\)](#)

Docket Text:

JUDGMENT FILED - This case is summarily affirmed in accordance with Eighth Circuit Rule 47A. The motion for appointment of counsel and the motion to proceed on appeal in forma pauperis filed by Appellant Mr. Elliott Finch Jr. are denied as moot [[4907089-2](#)], [[4907083-2](#)]. The full \$505 appellate and docketing fees are assessed against the appellant. The court remands the collection of those fees to the district court. JAMES B. LOKEN, BOBBY E. SHEPHERD and L. STEVEN GRASZ Adp July 2020 [4938345] [20-1695] (Britny Williams)

Notice will be electronically mailed to:

Mr. Jim McCormack, Clerk of Court: ared_appeals@ared.uscourts.gov

Notice will be mailed to:

Mr. Elliott Finch, Jr.
VARNER CORRECTIONAL FACILITY
P.O. Box 600
Grady, AR 71644-0600

The following document(s) are associated with this transaction:

Document Description: Cover Letter

Original Filename: /opt/ACECF/live/forms/BritnyWilliams_201695_4938345_GeneralCoverLetters_122.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1105112566 [Date=07/27/2020] [FileNumber=4938345-0]

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57a9db9dd8de798b2502d1e30421d]]

Recipients:

- [Mr. Elliott Finch, Jr.](#)
- [Mr. Jim McCormack, Clerk of Court](#)

Document Description: Judgment: Judge Directed

Original Filename: /opt/ACECF/live/forms/BritnyWilliams_201695_4938345_JudgmentsJudgeDirected_127.pdf

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[STAMP acecfStamp_ID=1105112566 [Date=07/27/2020] [FileNumber=4938345-1]

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Recipients:

- [Mr. Elliott Finch, Jr.](#)
- [Mr. Jim McCormack, Clerk of Court](#)

The following information is for the use of court personnel:

DOCKET ENTRY ID: 4938345

RELIEF(S) DOCKETED:

affirmed 47A

for appointment of counsel

to proceed on appeal in forma pauperis

Assess fees

DOCKET PART(S) ADDED: 6579232, 6579233, 6520501, 6520489, 6579234, 6579235